

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1439 be amended to read as follows:

- 1 Page 1, between lines 16 and 17, begin a new paragraph and insert:
- 2 "SECTION 2. IC 3-7-27-24 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2005]: Sec. 24. (a) A county voter registration office must
- 5 have the ability to create a document that qualifies as proof of
- 6 identification under IC 3-5-2-40.4:
- 7 (1) by taking a photograph of a voter at the county voter
- 8 registration office; or
- 9 (2) from a useable photograph submitted by a voter.
- 10 The county voter registration office shall adopt standards for a
- 11 photograph to be considered useable.
- 12 (b) A county voter registration office shall provide to a voter:
- 13 (1) at the voter's request; and
- 14 (2) at no charge to the voter;
- 15 a document that qualifies as proof of identification under
- 16 IC 3-5-2-40.4.
- 17 (c) A county voter registration office complies with this section
- 18 if the county voter registration office issues a voter registration
- 19 card under IC 3-7-33-5 that qualifies as proof of identification
- 20 under IC 3-5-2-40.4.
- 21 SECTION 3. IC 3-7-33-5 IS AMENDED TO READ AS
- 22 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) When the county
- 23 voter registration office receives an application for a new registration
- 24 or an application with information that revises or adds information to
- 25 the applicant's current voter registration record, the county voter

1 registration office shall determine if the applicant appears to be eligible
2 to register to vote based on the information in the application.

3 (b) As required under 42 U.S.C. 1973gg-6(a)(2), the county voter
4 registration office shall send a notice to each person from whom the
5 county voter registration office receives a voter registration application.
6 The county voter registration office shall send a notice to the applicant
7 at the mailing address provided in the application.

8 (c) The notice required by subsection (b) must set forth the
9 following:

10 (1) A statement that the application has been received.

11 (2) The disposition of the application by the county voter
12 registration office.

13 (3) If the county voter registration office determines that the
14 applicant appears to be eligible, the notice must state the
15 following:

16 (A) The applicant is registered to vote under the residence
17 address when the applicant receives the notice. An applicant is
18 presumed to have received the notice unless the notice is
19 returned by the United States Postal Service due to an
20 unknown or insufficient address.

21 (B) The name of the precinct in which the voter is registered.

22 (C) The address of the polling place for the precinct in which
23 the voter is registered.

24 (D) The voter's voter identification number.

25 **(E) Information describing in detail the requirements of**
26 **Indiana law for a voter to show proof of identification**
27 **before being permitted to vote.**

28 **(F) A statement telling the applicant that the county voter**
29 **registration office will provide a document to the voter that**
30 **qualifies as proof of identification under IC 3-5-2-40.4 at**
31 **no cost to the voter if the voter does either of the following:**

32 **(i) Comes to the county voter registration office during**
33 **the office's business hours to have the voter's photograph**
34 **taken. The notice must state the county voter registration**
35 **office's business hours.**

36 **(ii) Sends a useable photograph of the voter to the county**
37 **voter registration office to be used on the document. The**
38 **notice must state the requirements for a photograph to**
39 **be considered a useable photograph.**

40 (4) In accordance with 42 U.S.C. 1973ff-1(d), if the county voter
41 registration office has denied the application, the notice must
42 include the reasons for the denial.

43 (d) The notice required by subsection (b) may include a voter
44 registration card.

45 (e) If the notice is returned by the United States Postal Service due
46 to an unknown or insufficient address, the county voter registration
47 office shall determine that the applicant is ineligible and deny the

- 1 application."
- 2 Renumber all SECTIONS consecutively.
(Reference is to HB 1439 as printed February 22, 2005.)

Representative Mahern